



LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

AGENDA - REGULAR MEETING

Date: January 7, 2004

Time: Closed Session 5:30 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston

City Clerk

Telephone: (209) 333-6702

NOTE: All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Actual litigation: Government Code §54956.9(a); one case; Silicon Energy Corp., v. City of Lodi et al., San Joaquin County Superior Court, Case No. CV016042
- b) Conference with Human Resources Director concerning Vacation Accrual Cap Policy regarding all bargaining units and unrepresented employees pursuant to Government Code §54957.6
- c) Conference with Labor Negotiator, Human Resources Director Joanne Narloch, regarding Association of Lodi City Employees concerning Maintenance and Operators pursuant to Government Code §54957.6

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll call

B. Invocation – Pastor Richard Wheeler, Living Truth Christian Center

C. Pledge of Allegiance

D. Presentations

- D-1 Awards – None
- D-2 Proclamations – None
- D-3 Presentations

- a) Presentation regarding the Martin Luther King, Jr. celebration on January 19, 2004

E. Consent Calendar (Reading; comments by the public; Council action)

- E-1 Receive Register of Claims in the amount of \$2,108,653.62 (FIN)

- E-2 Approve minutes (CLK)

- a) November 18, 2003 (Shirtsleeve Session)
- b) November 19, 2003 (Regular Meeting)
- c) December 2, 2003 (Shirtsleeve Session)
- d) December 2, 2003 (Special Meeting)
- e) December 9, 2003 (Shirtsleeve Session)
- f) December 9, 2003 (Special Meeting)
- g) December 15, 2003 (Special Meeting)
- h) December 23, 2003 (Shirtsleeve Session)
- i) December 30, 2003 (Shirtsleeve Session)
- j) December 30, 2003 (Special Meeting)

- E-3 Authorize the sale of scrap wire and metal during 2004 (FIN)
- E-4 Report of sale of surplus equipment (PW)
- Res. E-5 Adopt resolution approving the plans and specifications and authorizing advertisement for bids for the Pine Street Sidewalk Replacement Project (north side of Pine Street from School Street to the alley west of Sacramento Street); and authorizing the City Manager to award or reject the contract up to \$65,000 and appropriate funds (PW)
- E-6 Approve donation of retired bleachers to Lodi-Tokay Rotary Club (PR)
- Res. E-7 Adopt resolution awarding the contract for the Armory Park Ball Diamond Renovation, 333 North Washington Street, to A.M. Stephens Construction, of Lodi (\$58,346.70); and appropriate \$63,500 (PR)
- Res. E-8 Adopt resolution approving the Addendum to the Improvement Agreement for Public Improvements of Almondwood Estates, Tract No. 3273, and appropriate funds (\$48,070) (PW)
- Res. E-9 Adopt resolution approving the Addendum to the Improvement Agreement for the Public Improvements of Century Meadows Two, Unit No. 4, Tract No. 3272, and appropriate funds (\$58,400) (PW)
- Res. E-10 Adopt resolution approving the Improvement Agreement for Public Improvements at 312 and 316 South Sacramento Street and appropriate funds (\$29,000) (PW)
- Res. E-11 Adopt resolution approving a rental agreement between the City of Lodi and Richard and Teresa Mojica, dba Mojica's Batting Cages, for use of 125 E. Elm Street, Unit D (PR)
- Res. E-12 Adopt resolution authorizing the City Manager to extend the consulting services agreement with McDonald Partners, Inc., through June 2004 to provide bulk power cost modeling and strategic services to the Electric Utility Department (\$70,000) (EUD)
- Res. E-13 Adopt resolution authorizing the City Manager to allocate a Public Benefits Program grant in the amount of \$25,000 to Schaefer Systems International, Inc., for a process cooling equipment demand-side management project (EUD)
- Res. E-14 Adopt resolution approving Memorandum of Understanding between City of Lodi and Lodi Police Mid-Management Organization (HR)
- Res. E-15 Adopt resolution amending Traffic Resolution 97-148 by approving the conversion from Yield to Stop Controls at the following three intersections: Chestnut Street at Pleasant Avenue, Chestnut Street at School Street, and Tamarack Drive at Lee Avenue (PW)
- Ord. E-16 Introduce ordinance repealing and reenacting Lodi Municipal Code Chapter 12.06, Downtown Lodi Business Improvement Area No. 1, Section 12.06.090, "Collection of Benefit Fee," and Chapter 3.01, Business Tax Certification, Section 3.01.460, "Enforcement," relating to collection and enforcement of various fees (CA)
- Ord. E-17 Introduce ordinance amending Title 9 – Public Peace, Morals, and Welfare, Chapter 9.08, "Offenses Against Property," by repealing and reenacting Section 9.08.150 of the Lodi Municipal Code relating to vehicles (CA)
- E-18 Set public hearing for January 21, 2004, to consider the reallocation of unobligated Community Development Block Grant funds to the Salvation Army (\$50,000) (CD)

F. Comments by the public on non-agenda items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

G. Public Hearings – None

H. Communications

- H-1 Claims filed against the City of Lodi
a) Charles Mauch, date of loss 6/24/03
- H-2 Reports: Boards/Commissions/Task Forces/Committees – None
- H-3 Appointments
- Res. a) Adopt resolution appointing four additional members to the Community Separator / Greenbelt Task Force (CLK)
b) Appointment to the San Joaquin Partnership (CLK)
c) Post for expiring terms on the Site Plan and Architectural Review Committee (CLK)
- H-4 Miscellaneous – None

I. Regular Calendar

- I-1 Update from Mayor Larry Hansen regarding audit (agreed-upon procedures) of Envision Law Group's billings
- I-2 Review options for conducting a public survey and authorize the City Manager to negotiate such services as determined by Council (CM)
- Res. I-3 Adopt resolution authorizing staff to solicit proposals for a catering service and rental contract for Hutchins Street Square facilities and authorizing the City Manager to reject or award the contract (COM)
- I-4 Update on White Slough Water Pollution Control Facility improvements (PW)

J. Ordinances

- Ord. J-1 Ordinance No. 1738 entitled, "An Ordinance of the City Council of the City of Lodi Amending Title 8 – Health and Safety – Chapter 8.24, Comprehensive Municipal Environmental Response and Liability, by Repealing and Reenacting Section 8.24.010 – 'Definitions,' Subsection '2,' and 8.24.040 – 'Liability,' Subsection 'F,' to the Lodi Municipal Code Relating to Abatement Action Cost and Recovery Issues"
- (Adopt)
- Ord. J-2 Ordinance No. 1739 entitled, "An Ordinance of the City Council of the City of Lodi Amending Title 8 – Health and Safety – Chapter 8.24, Comprehensive Municipal Environmental Response and Liability, By Repealing and Reenacting Section 8.24.090 – 'Miscellaneous Provisions,' Subsections 'D' and 'E,' and Adding Subsection 'F' to the Lodi Municipal Code Relating to Availability of Contribution"
- (Adopt)
- Ord. J-3 Ordinance No. 1740 entitled, "An Ordinance of the City Council of the City of Lodi Amending Lodi Municipal Code Title 13 – Public Services by Adding Chapter 13.14 'Stormwater Management and Discharge Control' Relating to Stormwater"
- (Adopt)

K. Comments by the City Council Members on non-agenda items

L. Comments by the City Manager on non-agenda items

M. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Susan J. Blackston
City Clerk